

PATENT COOPERATION TREATY

PCT

DECLARATION OF NON-ESTABLISHMENT OF INTERNATIONAL SEARCH REPORT (PCT Article 17(2)(a), Rule 13ter.1(c) and 39)

Applicant's or agent's file reference GC822-PCT	IMPORTANT DECLARATION	Date of mailing (day/month/year) 25 JUL 2006
International application No. PCT/US04/41429	International filing date (day/month/year) 10 December 2004 (10.12.2004)	(Earliest) Priority date (day/month/year) 12 December 2003 (12.12.2003)
International Patent Classification (IPC) or both national classification and IPC IPC: A61K 38/00(2006.01);C07H 5/00(2006.01),7/00(2006.01),17/00(2006.01) USPC: 530/300,350;536/1.11,18.7,22.1		
Applicant GENENCOR INTERNATIONAL, INC.		

This International Searching Authority hereby declares, according to Article 17(2)(a), that no international search report will be established on the international application for the reasons indicated below.

1. ☒ The subject matter of the international application relates to:
 - a. ☐ scientific theories.
 - b. ☐ mathematical theories
 - c. ☐ plant varieties.
 - d. ☐ animal varieties.
 - e. ☐ essentially biological processes for the production of plants and animals, other than microbiological processes and the products of such processes.
 - f. ☐ schemes, rules or methods of doing business.
 - g. ☐ schemes, rules or methods of performing purely mental acts.
 - h. ☐ schemes, rules or methods of playing games.
 - i. ☐ methods for treatment of the human body by surgery or therapy.
 - j. ☐ methods for treatment of the animal body by surgery or therapy.
 - k. ☐ diagnostic methods practised on the human or animal body.
 - l. ☒ mere presentations of information.
 - m. ☐ computer programs for which this International Searching Authority is not equipped to search prior art.
2. ☒ The failure of the following parts of the international application to comply with prescribed requirements prevents a meaningful search from being carried out:

☒ the description
☒ the claims
☐ the drawings
3. ☒ The failure of the nucleotide and/or amino acid sequence listing to comply with the standard provided for in Annex C of the Administrative Instructions prevents a meaningful search from being carried out:

☐ the written form has not been furnished or does not comply with the standard.
☒ the computer readable form has not been furnished or does not comply with the standard.
4. ☐ The failure of the tables related to the nucleotide and/or amino acid sequence listing to comply with the technical requirements provided for in Annex C-bis of the Administrative Instructions prevents a meaningful search from being carried out:

☐ the written form has not been furnished.
☐ the computer readable form has not been furnished or does not comply with the technical requirements.

5. Further comments:

The CRF submitted by Applicants on April 13, 2005 is flawed and consequently not entered into the database. No meaningful search can be conducted on the claimed subject matter using the said CRF.

Name and mailing address of the ISA/US
Mail Stop PCT, Attn: ISA/US
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
Facsimile No. (703) 305-3230

Authorized officer

Alana M. Harris, Ph.D.

Telephone No. 571-272-1600

Janice Ford
for